FEB 1 9 2010

S/N 10/530790

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

KOSAKA

Examiner:

WHITE, DENNIS MICHAEL

Serial No.:

10/530790

Group Art Unit:

1797

Filed:

April 8, 2005

Docket No.:

10873.1670USWO

Title:

TEST PIECE FOR CREATININE MEASUREMENT

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on February 19,

2010.

Name/Justine L. Suleski

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 41.31(a), Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1-8 and 12-16 in the above-identified application, as set forth in the Office Action mailed August 19, 2009.

Please charge Deposit Account No. 50-3478 in the amount of \$540.00 to cover the required fee for filing the Notice of Appeal as set forth under 37 C.F.R. § 41.20(b)(1).

Also enclosed is a Petition for an additional one-month extension of time to respond to the final rejection, thereby extending said period of response from January 19, 2009 to February 19, 2010. Please charge Deposit Account No. 50-3478 in the amount of \$620.00 to cover the required extension fee for a large entity.

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Serial No.: 10/530790 Examiner: WHITE, DENNIS MICHAEL

Title: TEST PIECE FOR CREATININE MEASUREMENT

Please charge any additional fees or credit any overpayment to Deposit Account

No. 50-3478.

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PATENT TRADEMARK OFFICE

Dated: February 19, 2010

Respectfully submitted,

HAMRE, SCHUMANN, MUELLER & LARSON, P.C. P.O. Box 2902

Minneapolis, MN 55402-0902 (612) 455-8800

By:

Douglas P. Mueller Reg. No. 30,300

DPM/jls